

COUNCIL MEETING MINUTES

June 29, 2021 9:00 a.m. Council Chamber 401 Festival Lane Sherwood Park, AB

Members Present: Rod Frank, Mayor

Robert Parks, Ward 1 (attended via teleconference)
Dave Anderson, Ward 2 (attended via teleconference)
Brian Botterill, Ward 3 (attended via teleconference)
Bill Tonita, Ward 4 (attended via teleconference)
Paul Smith, Ward 5 (attended via teleconference)
Linton Delainey, Ward 6 (attended via teleconference)

Glen Lawrence, Ward 7

Katie Berghofer, Ward 8 (attended via teleconference for closed session)

Administration Present: Darrell Reid, Chief Commissioner

Laura Probst, Acting Chief Financial Officer

Gord Johnston, Assoc. Commissioner, Community Services Grant Heer, Acting Assoc. Commissioner, Corporate Services

Stacy Fedechko, Assoc. Commissioner, Infrastructure and Planning Services

Mavis Nathoo, Director, Legislative and Legal Services

Susanne Semchuk, Legislative Officer Joanne Onciul, Legislative Officer

1. CALL TO ORDER

Mayor Frank called the meeting to order at 9:01 a.m.

2. CHANGES TO AGENDA & ADOPTION OF AGENDA

2021/203

Moved by: R. Parks

THAT the agenda for the June 29, 2021 Council meeting be adopted with the following changes:

- Add new item 3.7 Community Standards Bylaw Update to the Closed Session to precede item 3.6; and
- Add new item 3.8 Letter to Minister of Municipal Affairs to the Closed Session to precede item 3.6

In Favour (7): R. Frank, R. Parks, D. Anderson, B. Tonita, P. Smith, L. Delainey, and G. Lawrence

3. CLOSED SESSION

2021/204

Moved by: L. Delainey

THAT Council meet in private to discuss matters protected from disclosure under the *Freedom* of *Information and Protection of Privacy (FOIP) Act* sections 21, 24, 25, 27 and 29 at 9:05 a.m.

In Favour (7): R. Frank, R. Parks, D. Anderson, B. Tonita, P. Smith, L. Delainey, and G. Lawrence

Carried

3.1 Chief Commissioner - Introduction of Topics

3.2 Regional Smart Fare (arc) Update

FOIP Section 21, harmful to intergovernmental relations

FOIP Section 24, advice from officials

Name	Reason/ Purpose
Darrell Reid	Strategic Leader of the Organization
Laura Probst	Strategic Leader of the Organization
Gord Johnston	Strategic Leader of the Organization
Grant Heer	Strategic Leader of the Organization
Stacy Fedechko	Strategic Leader of the Organization
Mavis Nathoo	Legislative Advice/ Clerk
Joanne Onciul	Meeting Support
Wade Coombs	To answer questions
Ettore Iannacito	To answer questions
Lindsey Radford	To answer questions
Sherri-Dawn Annett	Necessary to perform role
C. Grayson	Presenter

Councillor Botterill joined the meeting at 9:25 a.m.

3.3 Offsite Development Levies Project Update

FOIP Section 25, economic interests of the municipality

FOIP Section 29, information available or to be available to the public

Name	Reason/ Purpose
Darrell Reid	Strategic Leader of the Organization
Laura Probst	Strategic Leader of the Organization
Gord Johnston	Strategic Leader of the Organization
Grant Heer	Strategic Leader of the Organization
Stacy Fedechko	Strategic Leader of the Organization
Mavis Nathoo	Legislative Advice/ Clerk
Joanne Onciul	Meeting Support
Brian Shukalek	Presenter
Jessica Jones	To answer questions
Linette Capcara	To answer questions
Jennifer Szabo	To answer questions
Cheryl Oxford	Necessary to perform role

3.4 Council Priority Based Budgeting Motion Response FOIP Section 24, advice from officials

Name	Reason/ Purpose
Darrell Reid	Strategic Leader of the Organization
Laura Probst	Strategic Leader of the Organization
Gord Johnston	Strategic Leader of the Organization
Grant Heer	Strategic Leader of the Organization
Stacy Fedechko	Strategic Leader of the Organization
Mavis Nathoo	Legislative Advice/ Clerk
Joanne Onciul	Meeting Support
Don Legge	Presenter
Jilian Campbell	Presenter
Carmen Anton	To answer questions
Sean McRitchie	To answer questions
Bree Claude	To answer questions
Linette Capcara	To answer questions
Tom Sutton	To answer questions
Graham Isbister	To answer questions
Jay Bohachyk	To answer questions
Jeff Hutton	To answer questions
Cheryl Oxford	To answer questions

3.5 Discussion on Enforceable Provisions in Proposed Meeting Procedures Bylaw FOIP Section 24, advice from officials FOIP Section 27, legal privilege

Name	Reason/ Purpose
Darrell Reid	Strategic Leader of the Organization
Laura Probst	Strategic Leader of the Organization
Gord Johnston	Strategic Leader of the Organization
Grant Heer	Strategic Leader of the Organization
Stacy Fedechko	Strategic Leader of the Organization
Mavis Nathoo	Legislative Advice/ Clerk / Presenter
Joanne Onciul	Meeting Support
Sandy Bugeja	Necessary to perform role

3.7 Community Standards Bylaw Update FOIP Section 24, advice from officials FOIP Section 27, legal privilege

Name	Reason/ Purpose
Darrell Reid	Strategic Leader of the Organization
Laura Probst	Strategic Leader of the Organization
Gord Johnston	Strategic Leader of the Organization / Presenter
Grant Heer	Strategic Leader of the Organization
Stacy Fedechko	Strategic Leader of the Organization
Mavis Nathoo	Legislative Advice/ Clerk / Presenter
Joanne Onciul	Meeting Support
Tom Sutton	To answer questions
Donald Snider	To answer questions
Cheryl Oxford	Presenter

Councillor Berghofer joined the meeting at 10:30 a.m.

3.8 Letter to Minister of Municipal Affairs

FOIP Section 21, harmful to intergovernmental relations

FOIP Section 24, advice from officials

Name	Reason/ Purpose
Darrell Reid	Strategic Leader of the Organization
Laura Probst	Strategic Leader of the Organization
Gord Johnston	Strategic Leader of the Organization
Grant Heer	Strategic Leader of the Organization
Stacy Fedechko	Strategic Leader of the Organization
Mavis Nathoo	Legislative Advice/ Clerk
Joanne Onciul	Meeting Support
Nancy Lyzaniwski	To answer questions
Robert Stephenson	Presenter
Cheryl Oxford	To answer questions

3.6 Ethics Discussion

FOIP Section 24, advice from officials

FOIP Section 27, legal privilege

Name	Reason/ Purpose
Darrell Reid	Strategic Leader of the Organization / Presenter
Mavis Nathoo	Legislative Advice/ Clerk / Presenter

2021/205

Moved by: L. Delainey

THAT Council revert to open session at 11:46 a.m. and recess until 2:00 p.m.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, G. Lawrence, and K. Berghofer

Carried

Councillor Berghofer left the meeting at 11:46 a.m.

4. PROTOCOL ITEMS

Mayor Frank reconvened the meeting at 2:00 p.m. with the following statement and concluded with two minutes of silence.

We will begin today's Council meeting by recognizing the Indigenous Peoples of the land and who have been tragically affected by residential schools. We mourn the loss of Indigenous lives, including children who would now be Elders, Knowledge Keepers, and change makers in our communities; but they never came home. This is not just history but a legacy of wrong doings that are still prevalent today. We realize, that as we mourn, we must not be satisfied with the current systems. The Calls to Action from the Truth and Reconciliation Commission must be considered every day and applied in our work. We extend our deepest condolences to the Cowessess First Nation and all survivors and those impacted by the residential schools.

4.1 Territorial Acknowledgement

The Mayor made the following acknowledgement:

I acknowledge that Strathcona County is located on Treaty Six Territory and the homeland of the Métis Nation of Alberta, Region Two and Four. Strathcona County honours the First Peoples of this land. We recognize that we stand upon land that carries the footsteps of Cree, Métis, and Blackfoot amongst many other Nations, who have been here for thousands of years. Therefore, Strathcona County has an inherent responsibility to foster healthier relationships with First Peoples and further the Calls to Action as outlined by the Truth and Reconciliation Commission.

4.2 Announcements Regarding Canada Day Celebrations

The Mayor made the following announcement:

Later this week, our community will gather for Canada Day. While our flags are lowered in recognition for the 751 Indigenous children and adults found in unmarked graves in Saskatchewan, this is a time to reflect on our country's past and work towards reconciliation and understanding. The Canada we want to be a part of building is inclusive, welcoming, multicultural and kind.

While there is a community desire to visibly support the Indigenous People during Canada Day, the Indigenous community is mourning and Strathcona County is committed to following their lead and respectfully listen to their needs; on their timeline. Residents are welcome to show their support and respect through listening, wearing orange shirts and learning more about the Indigenous People.

Strathcona County is committed to implementing recommendations from the Truth and Reconciliation Commission report; as well as continuing its work with the community to create intentional spaces to honour Indigenous People's heritage and voices.

Strathcona County is a place where every person should feel safe and welcome to live, work, visit and play. Our goal is to create a safe and caring community and we stand against racism and discrimination.

4.3 **Proclamations**

No proclamations were presented at the meeting.

5. MOTIONS ARISING OUT OF CLOSED SESSION

3.6 **Ethics Discussion**

2021/206

Moved by: G. Lawrence

THAT enclosure 1 be created and added to item 3.6 and remain private pursuant to section 17, 24 and 27 of FOIP and that members of Council and Administration take the steps set out

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, and G. Lawrence

Carried

ACTION: Legislative and Legal Services

DUE: Immediately

3.7 Community Standards Bylaw Update

2021/207

Moved by: B. Tonita

THAT jurisdiction over the Community Standards Bylaw Public Engagement matter be assumed to replace the March 9, 2021 Priorities Committee motion 2021/ P9 with the following:

THAT Administration include a request in the 2022 Budget Process to fund a public engagement plan based on Option 2 in the March 9, 2021 report to the Priorities Committee on the Community Standards Bylaw (full engagement on all topics including surveys, digital and face to face engagement).

In Favour (7): R. Frank, R. Parks, B. Botterill, B. Tonita, P. Smith, L. Delainey, and G. Lawrence

Opposed (1): D. Anderson

Carried

ACTION: Legislative and Legal Services/Communications **DUE:** 2022 Budget Process

2021/ 208

Moved by: B. Botterill

Motion to Amend Something Previously Adopted

THAT the September 29, 2020 motion 2020/372 be amended by deleting the words "by the end of Q2, 2021" and replacing them with following the words "by the end of Q4 2022", so that the motion will read:

As Amended

THAT Administration prepare, for Council's consideration by the end of Q4, 2022, a Community Standards Bylaw, including the matters set out in Option 3, with the additions of items 4, 5, 6, 8, 14, 16, 20 from Option 2 and item 24 from Option 1, in enclosure 4 to the September 29, 2020, Legislative and Legal Services Report.

In Favour (7): R. Frank, R. Parks, B. Botterill, B. Tonita, P. Smith, L. Delainey, and G. Lawrence

Opposed (1): D. Anderson

Carried

ACTION: Legislative and Legal Services, Communications

DUE: Q4 2022

3.8 Letter to Minister of Municipal Affairs

2021/209

Moved by: R. Parks

THAT enclosure 1 be created and added to item 3.8 and remain private under section 21 of *FOIP*; and

THAT the Mayor, on behalf of Council, send a letter to the Minister of Municipal Affairs as set out in enclosure 1.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, and G. Lawrence

Carried

ACTION: Office of the Mayor

DUE: Immediately

6. CONSENT AGENDA

2021/210

Moved by: R. Parks

THAT Council approve the following agenda items without debate:

<u>7.1</u>

June 15, 2021 Council Meeting Minutes

THAT the June 15, 2021 Council Meeting minutes be approved.

<u>9.1</u>

2019 Capital Budget Amendment – Energy Efficiency Upgrades – Strategic Energy Management Plan

THAT an amendment to the 2019 Capital Budget for the Energy Efficiency Upgrades – Strategic Energy Management Plan project to increase the scope and available funding in the amount of \$648,620 (from \$500,000 to \$1,148,620), with the additional amount (\$648,620) to be funded from the Municipal Climate Change Action Centre Recreation Energy Conservation Program, be approved.

9.5

Bylaw 68-2020 Map Amendment to Land Use Bylaw 6-2015 for Third Reading (Ward 4)

THAT Bylaw 68-2020, a bylaw that proposes to amend Land Use Bylaw 6-2015 to rezone approximately 44.6 hectares (110.2 acres) within the NW 13-53-23-W4 and Lot 1, Plan 892 0377 from AD – Agriculture: Future Development to C1 - Community Commercial, C5 – Service Commercial, R1C – Single Detached Residential C, R1D – Single Detached Residential D, R2A – Semi-detached Residential, R2C – Lane Specific Residential, R3 - Low to Medium Density Multiple Residential, R4 - Medium Density Multiple Residential, ILT - Light Industrial, PR – Recreation, PS - Public Services and PU - Public Utilities, be given third reading.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, and G. Lawrence

8. COUNCIL PRIORITIES

8.2 Report on Responding to Stray or Abandoned Cats

2021/211

Moved by: B. Tonita

THAT Administration provide a business case for a pilot project on partnering with a non-profit organization to establish an animal shelter in Strathcona County for consideration during the 2022 Budget Process.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, and G. Lawrence

Carried

ACTION: RCMP and Enforcement Services **DUE:** 2022 Budget Process

8.1 Motion following Notice of Motion – Accessible Alberta Act – Letter Request

2021/212

Moved by: R. Parks

THAT the Mayor, on behalf of Council, write a letter of support to the Premier of Alberta, the Minister for Community and Social Services, the Minister for Seniors and Housing, the Minister of Health, the Minister of Service Alberta, the Associate Minister of Mental Health and Addictions, as well as the MLA's for Fort Saskatchewan-Vegreville and Sherwood Park advocating for an update and enhancement of current legislation in Accessible Alberta Act that will better reflect the needs for current and future Albertans, and to streamline the access to accessibility information on Government of Alberta websites and brochures.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, and G. Lawrence

Carried

ACTION: Office of the Mayor

DUE: Immediately

8.3 Bylaw 35-2021 Parental Leave Bylaw

2021/213

Moved by: B. Tonita

THAT Bylaw 35-2021, Parental Leave Bylaw, be given first reading.

In Favour (7): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith,

and L. Delainey

Opposed (1): G. Lawrence

2021/214

Moved by: R. Parks

THAT Bylaw 35-2021 be given second reading.

In Favour (7): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith,

and L. Delainey

Opposed (1): G. Lawrence

Carried

2021/215

Moved by: D. Anderson

THAT Bylaw 35-2021 be considered for third reading.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, and G. Lawrence

Carried

2021/216

Moved by: B. Tonita

THAT Bylaw 35-2021 be given third reading.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, and G. Lawrence

Carried

8.4 Bylaw 21-2021 Meeting Procedures Bylaw

2021/217

Moved by: B. Botterill

THAT Bylaw 21-2021, Meeting Procedures Bylaw, be given first reading.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, and G. Lawrence

Carried

2021/218

Moved by: R. Parks

THAT Bylaw 21-2021 be given second reading.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, and G. Lawrence

2021/219

Referral Moved by: P. Smith

THAT Bylaw 21-2021 Meeting Procedures Bylaw be referred back to Administration to incorporate provisions that would require a seconder for any motion that has been brought forward by way of a Notice of Motion or as a motion without customary notice.

In Favour (4): R. Parks, B. Botterill, P. Smith, and G. Lawrence Opposed (4): R. Frank, D. Anderson, B. Tonita, and L. Delainey

Defeated

2021/220

Moved by: D. Anderson

THAT Bylaw 21-2021 be considered for third reading.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, and G. Lawrence

Carried

2021/221

Moved by: P. Smith

THAT Bylaw 21-2021 be given third reading.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, and G. Lawrence

Carried

9. REQUESTS FOR DECISION

9.2 Wetland Replacement Program Proposed Project Sites

2021/ 222

Moved by: G. Lawrence

THAT the four proposed project sites, Uncas, Galloway Park, Silver Birch Hills, and Busenius Estates, be approved for site visits and pre-proposal work in the Wetland Replacement Program.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, and G. Lawrence

9.3 Environmental Framework

2021/223

Moved by: G. Lawrence

THAT the Environmental Framework outcomes and associated objectives for air, water, land, biodiversity, waste, and energy, as set out in pages 26 to 72 of enclosure 2 of the June 29, 2021 Planning and Development Services report, be approved; and

THAT Administration provide an update report, at least on an annual basis, to Priorities Committee or Council on the progress made on the implementation of the Environmental Framework.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, and G. Lawrence

Carried

ACTION: Planning and Development Services

DUE: Annually

9.4 Expropriation (Ward 4)

2021/224

Moved by: B. Tonita

THAT Council, in its capacity as Approving Authority under the *Expropriation Act*, RSA 2000, c E-13 (the "Act"), hereby approves the expropriation of the land, or interests in the land, legally described as Plan 2354RS, Lot B as shown in red on enclosure 1; and

THAT Administration be authorized to take all steps under the *Act* to finalize the expropriations, including, without limitation, registering the Certificate of Approval of the expropriations and serving all documents required under the *Expropriation Act* to obtain the expropriated interest in, and possession of, the land legally described as Plan 2354RS, Lot B as shown in red on enclosure 1; and

THAT Council, in its capacity as Approving Authority under the *Expropriation Act*, RSA 2000, c E-13 (the "Act"), hereby approves the expropriation of the land, or interests in the land, legally described as Plan 2354RS, Lot C as shown in red on enclosure 3; and

THAT Administration be authorized to take all steps under the *Act* to finalize the expropriations, including, without limitation, registering the Certificate of Approval of the expropriations and serving all documents required under the *Expropriation Act* to obtain the expropriated interest in, and possession of, the land legally described as Plan 2354RS, Lot C as shown in red on enclosure 3; and

THAT Administration be authorized to arrange for the necessary appraisals of the lands and to make a proposed payment pursuant to the provisions of the *Expropriation Act* to the owners of the lands to be acquired, or such other compensation as may be ascertained and determined by the Land and Property Rights Tribunal, or as may be agreed to between Administration and the owners.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, and G. Lawrence

10. PUBLIC HEARING

The Clerk provided an overview of the Public Hearing procedure as required.

10.1 Bylaw 31-2021 Text Amendment to Land Use Bylaw 6-2015 (Ward 1)

The Mayor convened the Public Hearing for Bylaw 31-2021 at 5:01 p.m.

Administration made a presentation on the bylaw. Administration then answered Council's questions.

Council heard from the following speaker:

T. Wyman in favour

The Mayor closed the Public Hearing for Bylaw 31-2021 at 5:09 p.m.

2021/225

Moved by: R. Parks

THAT Bylaw 31-2021, a bylaw that proposes to amend Land Use Bylaw 6-2015 to include 'recreation, indoor' as a discretionary use in the DC 45 Direct Control District, be given first reading.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, and G. Lawrence

Carried

2021/226

Moved by: G. Lawrence

THAT Bylaw 31-2021 be given second reading.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, and G. Lawrence

Carried

2021/227

Moved by: B. Tonita

THAT Bylaw 31-2020 be considered for third reading.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, and G. Lawrence

Carried

2021/ 228

Moved by: P. Smith

THAT Bylaw 31-2021 be given third reading.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, and G. Lawrence

11. COUNCILLOR REQUESTS (INFORMATION REQUESTS AND NOTICES OF MOTION)

11.1 Councillor Request Report

Ward	Category	Request	Department	Due Date
2 D. Anderson	Information Request	County's Group RRSP Provider Please provide information on the procurement process for the company that provides the County's group RRSP and the frequency at which the services are sent out to tender.	ACTION: Human Resources	DUE: July 14, 2021
4 B. Tonita 2 D. Anderson 1 R. Parks NM-11	Notice of Motion Councillor Tonita, SERVED on behalf of himself and Councillors Anderson and Parks, the following Notice of Motion to be presented for debate and vote at the July 6, 2021 Council Meeting: THAT Administration review the Truth and Reconciliation Commissions Calls to Action to identify all that are related to municipalities and to develop an action plan that ensures Strathcona County has a plan in place to implement each of these Actions; and THAT Administration provide a report to Council or Priorities Committee outlining the proposed action plan on or before September 14, 2021.		ACTION: Office of the Elected Officials	DUE: July 6, 2021
5 P. Smith	Information Request	Yellow Centre Lines on Rural Roads Please provide the timeline for the application of yellow centre lines on rural roads where sightlines are dangerous.	ACTION: Transportation and Agriculture Services	DUE: July 14, 2021
7 G. Lawrence NM-13	Notice of Motion Councillor Lawrence SERVED the following Notice of Motion to be presented for debate and vote at the July 6, 2021 Council Meeting: THAT by the end of the fourth quarter of 2021, Administration provide a report on options to mitigate private sewage infrastructure challenges in the rural area related to existing country residential properties.		ACTION: Office of the Elected Officials	DUE: July 6, 2021

11.2 Notice of Motion - Report on Interim Space Solutions

2021/229

Moved by: R. Parks

THAT the rules of procedure be suspended pursuant to section 8.13 of the Meeting Procedures Bylaw to allow Councillor Tonita to present a motion without notice related to the request for a report from Administration on possible interim space solutions for use by County seniors.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, and G. Lawrence

Carried

2021/230

Moved by: B. Tonita

THAT Administration provide a report, for Council's consideration by September 14, 2021, on work with the 55 Plus Club to identify possible interim solutions to address the ongoing space challenges faced by the Club, including consideration of any available short-term lease opportunities; and THAT the possible interim solutions align with the development of a long-term solution to meet the future needs of County seniors.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, and G. Lawrence

Carried

ACTION: Community Services Division

DUE: Sep 14, 2021

12. ADJOURNMENT

Mayor Frank declared the meeting adjourned at 5:40 p.m.

	Mayor
Director, Legis	slative & Legal Services